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DEPARTMENT OF STATE

Washington, D.C. 20520

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November 18, 1981

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81 NOV 18 A0 55

MEMORANDUM FOR MS. NANCY BEARG DYKE
THE WHITE HOUSE

SUBJECT: US Vote on UNGA Resolution on Israeli Attack on the Iraqi Nuclear Facility

The Vice President has asked for an explanation of the negative US vote November 13 in the UN General Assembly on the resolution condemning the Israeli attack on the Iraqi nuclear reactor. We based our negative vote on the following considerations:

— The topic had been debated extensively last June in the Security Council, where matters alleged to be a threat to peace and security are properly considered. The Security Council had unanimously passed a resolution taking all the relevant aspects into account.

— The resolution contained unbalanced and tendentious language.

— The language of the resolution departed in several respects from the Security Council's earlier consensus action. In particular, it recommended "enforcement actions" unacceptable to us, such as a call for all states to cease providing armaments to Israel and a request that the Security Council investigate Israeli nuclear activities and implement other unspecified actions to prevent Israeli "aggression."

— The resolution also contained an unacceptable reference to Israel's alleged "misuse of United States-supplied aircraft and weapons."

L. Paul Bremer, III
Executive Secretary

DEPARTMENT OF STATE A/CDC/MR
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NEA/IAI:TKattouf HSS

(CLASSIFICATION)

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DIST:
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S/S # 8133133

DATE: DEC 01 1981

DEPARTMENT OF STATE
EXECUTIVE SECRETARIAT
TRANSMITTAL FORM

FOR: Mr. Richard V. Allen
National Security Council
The White House

REFERENCE:

TO: President Reagan FROM: Mr. Charles W. Unglesby

DATE: August 6, 1981 SUBJECT: Writer opposes Israeli military action against Iraq & Arab guerrilla forces in Lebanon.

WHITE HOUSE REFERRAL DATED: November 9, 1981 NSC # 040261

_____ THE ATTACHED ITEM WAS SENT DIRECTLY TO THE DEPARTMENT OF STATE

ACTION TAKEN:

_____ A draft reply is attached

_____ A draft reply will be forwarded

_____ A translation is attached

XX An information copy of a direct reply is attached

_____ We believe no response is necessary for the reason cited below

_____ Other

81 DEC -1 P6:30

REMARKS:

X PA/PC/CM:GDavis:dj
X21393 11-20-81
PA: J. O'Neil

Joseph B. Lombardi for
L. Paul Bremer, III
Executive Secretary

Unclassified
(CLASSIFICATION)

United States Department of State

Washington, D.C. 20520

01 DEC 1981

Dear Mr. Unglesby:

I am replying to your letter to President Reagan concerning the Israeli air attacks on Iraq and Lebanon. I hope the following review of U.S. actions and policies is helpful in understanding our position. I sincerely regret the long delay in this response.

As you know, on June 7, Israeli Air Force units attacked the nuclear reactor under construction in Tuwaitha, Iraq. On June 8, we condemned the Israeli air strike, noting that the unprecedented character of this action would seriously add to the already tense situation in the area and complicate our efforts to peacefully resolve problems there. The United States was not consulted in any way about any phase of the operation and was not informed of it in advance.

On June 10, the President suspended the scheduled delivery of four F-16 aircraft to Israel pending further study of the Israeli action and consultations with Congress. That same day, pursuant to Section 3 of the Arms Export Control Act, Secretary Haig sent letters to the Chairmen of the Senate Foreign Relations and House Foreign Affairs Committees indicating that a substantial violation of the 1952 U.S.-Israel Mutual Defense Assistance Agreement may have occurred. After the required report to Congress, the Act leaves any further determination or action to the President's discretion. Congress may also take further action.

On June 19, the United States voted for U.N. Security Council Resolution 487 condemning the Israeli attack, making clear our profound concern about the raid's impact on the peace and security of all the nations of the Middle East.

The July escalation of the cycle of violence on both sides of the Israel-Lebanon border, which included Israeli air attacks on Beirut and Palestinian rocket attacks on

Mr. Charles W. Unglesby,
170 Sycamore Creek Drive,
Springboro, Ohio.

northern Israeli towns, was of great concern to us. Because of this general atmosphere of increased violence and tension in the region, the President continued the suspension of scheduled military aircraft deliveries to Israel, eventually including ten additional F-16's and two F-15's. We voted for U.N. Security Council Resolution 490, which called for an immediate end to all armed attacks, and we worked hard to end the cross-border violence.

The Administration conducted an intensive review of these events, including candid discussions with Israeli Prime Minister Begin and consultations with Congress. We are satisfied that the Government of Israel clearly understands the provisions of U.S. law that govern the use of U.S.-supplied military equipment. The review took into account events and trends in the Middle East, particularly the events in Lebanon leading to a cease-fire on July 24. This cease-fire is a positive element in the region, one which we hope will continue and lead to other steps toward peace. In view of the changed atmosphere in the region, and after the review's completion, President Reagan lifted the suspension of military aircraft deliveries to Israel.

In the case of the air attack on the Iraqi nuclear facility, we have carefully noted the Israeli and Iraqi positions. Israel contends that its action against Iraq was a necessary, legitimate act of self-defense because the Iraqi reactor was intended to produce weapons grade material to make atomic bombs. Israel also points out that there is a state of war between the two countries and contends that Iraq had made clear its intention to produce such a weapon for use against Israel.

Iraq, on the other hand, denies that its nuclear program has any application other than the peaceful uses of nuclear energy. Iraq points out that it has ratified the Non-Proliferation Treaty and that its reactor and supply of enriched uranium were subject to International Atomic Energy Agency safeguard controls.

The United States does not believe that force can provide the answer to international disputes. Our condemnation of Israel's action was intended to clearly express this view. At the same time, as Ambassador Kirkpatrick made clear before the U.N. Security Council, we remain fully committed to the security and well-being of Israel and to the

friendship between our two countries. The United States will continue to do all in its power to achieve a just and lasting peace for all the peoples of the Middle East.

Sincerely,

/s/

Dean E. Fischer
Assistant Secretary
for Public Affairs and
Department Spokesman

THE WHITE HOUSE OFFICE

REFERRAL

8133132

XR-27863

NOVEMBER 9, 1981

TO: DEPARTMENT OF STATE

ACTION REQUESTED:
DIRECT REPLY, FURNISH INFO COPY

REMARKS: FOR DEPARTMENT'S SIGNATURE

DESCRIPTION OF INCOMING:

ID: 040261

MEDIA: LETTER, DATED AUGUST 6, 1981

TO: PRESIDENT REAGAN

FROM: MR. CHARLES W. UNGLESBY
170 SYCAMORE CREEK DRIVE
SPRINGBORO OH 45066

SUBJECT: WRITER OPPOSES ISRAELI MILITARY ACTION AGAINST IRAQ AND ARAB GUERRILLA FORCES IN LEBANON - OPPOSES RELEASE OF F-16'S TO ISRAEL

PROMPT ACTION IS ESSENTIAL — IF REQUIRED ACTION HAS NOT BEEN TAKEN WITHIN 9 WORKING DAYS OF RECEIPT, PLEASE TELEPHONE THE UNDERSIGNED AT 456-7486.

RETURN CORRESPONDENCE, WORKSHEET AND COPY OF RESPONSE (OR DRAFT) TO:
AGENCY LIAISON, ROOM 62, THE WHITE HOUSE

BY DIRECTION OF THE PRESIDENT:
SALLY KELLEY
DIRECTOR OF AGENCY LIAISON
PRESIDENTIAL CORRESPONDENCE

THE WHITE HOUSE OFFICE

127863

REFERRAL

SEPTEMBER 24, 1981

TO: DEPARTMENT OF STATE

ACTION REQUESTED:
DRAFT REPLY FOR SIGNATURE OF WHITE HOUSE STAFF MEMBER

REMARKS: PLEASE REPLY FOR PARAGAPHS 2 AND 3 ON ISRAEL - MAYBE A COUPLE PARAGAPHS OF LANGUAGE ON THAT - THANKS

DESCRIPTION OF INCOMING:

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170 SYCAMORE CREEK DRIVE
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Israeli Raids

PROMPT ACTION IS ESSENTIAL — IF REQUIRED ACTION HAS NOT BEEN TAKEN WITHIN 9 WORKING DAYS OF RECEIPT, PLEASE TELEPHONE THE UNDERSIGNED AT 456-7486.

RETURN BASIC CORRESPONDENCE, CONTROL SHEET AND COPY OF RESPONSE (OR DRAFT) TO:
AGENCY LIAISON, ROOM 33, THE WHITE HOUSE

BY DIRECTION OF THE PRESIDENT:
LESLIE SORG
DIRECTOR OF AGENCY LIAISON
PRESIDENTIAL CORRESPONDENCE

SLR

Charles W. Unglesby
170 Sycamore Creek Drive
Springboro, Ohio 45066

8127863

040261

August 6, 1981

The President,
The White House,
Washington, D. C. 20500

Dear Mr. President,

I would like to send this letter in support of your firm and decissive actions regarding the illegal strike of the PATCO members. I am in total agreement.

I would like to feel that we can expect the same fidelity to the law in regard to the matter of shipping arms to Israel and that the hold on the 10 F-16 fighters will continue.

The Israeli actions in Iraq and Beirut were in direct and flagrent violation of US law regarding the use of US supplied arms. The US vote at the United Nations condemning Israel for its aggressive act clearly defines that.

The law is quite specific in both cases as are the consequences that must surely follow. I feel sure that you will agree and that in the interests of fairness and even-handed application of the laws you will act accordingly.

Very respectfully,

Charles Unglesby